

## **Parks, Jeff@Waterboards**

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**Subject:** FW:

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**From:** Heidi Strand  
**Sent:** Thursday, April 18, 2013 8:42 PM  
**To:** Parks, Jeff@Waterboards  
**Cc:** [laurie.warnerherson@cardno.com](mailto:laurie.warnerherson@cardno.com); Mejia, Carlos@Waterboards  
**Subject:**

Comment on State Water Board NOP on Kilarc-Cow Project Proposed license Surrender FERC #606

April 18, 2013

Jeffrey Parks  
Water Resource Control Engineer  
Water Quality Certification Program  
Division of Water Rights  
State Water Resources Control Board  
(916) 341-5319

Thank you for conducting a much needed review of the PG&E Kilarc decommissioning proposal.

My first concern over the project is that the EIS ignored all environmental impacts outside the immediate area of the decommissioning. An adequate environmental review of the project can not be achieved without considering cumulative and comprehensive impacts. For example, if the Abbot Ditch were no longer flowing, what would happen to the animals and plants that have depended on that water source for over a hundred years?

At the State water board scoping meeting on April 10<sup>th</sup>, 2013, I submitted a letter. The letter was to Kimberley D. Bose, Secretary of FERC dated January 20<sup>th</sup>, 2012 This letter is in regards to PG&E promising the South Cow Creek Ditch Association in 2002 that they would surrender their shares on the German Ditch (off of South Cow Creek) back to our ditch association upon decommissioning. (attached documents missing from my submission are available on FERC's website).

The issue of PG&E deceiving us and trying to put us off until it is too late is clearly spelled out in my letter of January 20<sup>th</sup> so I will not repeat the same facts. At the scoping meeting you stated your agency has authority regarding water rights. I ask that your agency protect our association's pre-1914 water rights by making it a mandatory condition that PG&E provide the promised legal conveyance of their shares on the German Ditch to the South Cow Creek Ditch Association before decommissioning.

California is the leader in alternative energy. The Federal Energy Regulatory Agency's scope of alternatives was grossly inadequate for our state's needs. The scope was limited only to options PG&E itself considered

financially feasible. PG&E said there were no financially feasible options for its company. The two alternative energy companies eager to take over the facility were not only ignored as an alternative, but discouraged.

I support the following mandatory condition:

**Mandatory Condition:** Impacts of dismantling of PG&E's canal and construction of substitute facilities for reasonably foreseeable future beneficial use of the water resource shall be avoided by allowing facilities to be recommissioned rather than dismantled.

Salmon have never been seen above the Whitmore Falls. Fish experts have testified it is impossible for salmon, especially in their condition coming back to spawn, to jump over the falls. The 'possible' existence of salmon above the falls has been studied extensively. The ever present Steelhead trout have been ignored in the Kilarc EIS. Steelhead trout live in Kilarc lake, Old Cow Creek and South Cow Creek. I see them every year when the German Ditch (off of South Cow Creek) is closed for two days for maintenance. A thorough study of the Steelhead is necessary for a complete study.

Thank you warmly for your help to ensure our community is fairly treated.

Sincerely,

Heidi Strand  
[private]